

MURDER OF CHITWOOD IS CHARGED

Hugh Pope Goes to Trial in District Court as Result of Killing at Minco; Nearly 28 Hours Required to Get the Jury

ACCIDENTAL SHOT IS DEFENSE THEORY

Host of Witnesses and Spectators Present; County Attorney Venable Outlines State's Evidence in Opening Statement Telling Story of Tragedy

At 11:50 this morning, lacking just ten minutes of twenty-eight hours from the time the selection of the jury to try Hugh Pope began, the last witness was accepted and the jury sworn.

When the case of the State of Oklahoma vs. Hugh Pope, charged with killing Marvin Chitwood, at Minco, July 23, 1915, was called with the convening of court yesterday morning, both the state and the defense announced ready for trial and the work of the selection of the jury commenced.

Within a short time the regular panels had been exhausted and Judge Linn ordered special venire drawn, while the work of the selection went on. With the completion of the jury this morning, when the twelfth man was accepted by both the state and the defense, a total of seventy jurors had been examined as to their qualifications. In speaking of the matter at the noon recess today, Judge Linn stated that the selection of this jury showed the highwater mark in Grady county in point of the length of time taken in making the selection as well as in the number of possible jurors examined by the attorneys in the case.

This is accounted for in part by the fact that many of the jurors drawn, as well as many of those who were on the regular panels reside now, or at some time prior to the present did reside in Minco, the town in which the killing took place.

Many are here from Minco as witnesses and many more are here from that city as onlookers at this trial. Possibly no trial since that of the State vs. Jess Taylor, acquitted of a similar charge by a jury in the district court last fall, has attracted as much attention as is being attracted by the trial of this case.

Friends of the accused and acquaintances of his and of the man killed are present in court for the purpose of listening to the testimony which will tell how and why and where and when Hugh Pope shot and killed his former chum and warm personal friend, Marvin Chitwood.

The following jurors are sitting in the trial of the case: J. N. Butler, C. H. McElroy, J. A. Alexander, J. A. Weatherly, R. J. Gray, W. L. Chaffin, H. K. Ellis, W. W. Chapman, A. L. Earl, J. E. Martin, J. W. Wolford, J. T. Alexander.

As soon as the jurors had been sworn and the witnesses, over a score, for the state and the defense had been sworn court recessed until 1 o'clock, the jury being turned over to the charge of a court bailiff.

With the re-assembling of the court at 1 o'clock the county attorney stated to the jurors what the state would endeavor to show in this matter. He said, in part, that it would be shown that a party of young men were in the Chitwood barber shop at Minco on the night of the killing and that the dead man, or boy, and the defendant were of the number; that at 12:40 in the morning Marvin Chitwood started to close the shop; that the shop belonged to Len Chitwood, father of the dead man; that defendant entered objections to this action on the part of Marvin; that Marvin stated he had a right to close the shop whenever he pleased; that Hugh Pope, the defendant, began to "play with Marvin Chitwood; that he slapped Marvin; that Marvin told him to "Quit, Hugh, I don't want any trouble;" that Hugh then slapped him and he ran; that he ran past the First National bank corner; that he went up to where his brother, Merl Chitwood was standing; that he told Merl the trouble and said the defendant would not leave the shop; that Merl asked, "Can't you whip Hugh

Pope?" that he said he didn't want any trouble; that Merl and Marvin returned to where the defendant and a witness was standing; that Merl Chitwood struck defendant and knocked him into the street and jumped astraddle of him; that Pope got up and went down the street and the Chitwood boys went down the street; that they later returned to the shop and began washing blood from where Merl had been cut in the leg; that Hugh Pope came back to the shop and told (Continued on Page Three.)

NO LONGER "TOO PROUD TO FIGHT"

By United Press. NEW YORK, Jan. 27.—In an address before two thousand preachers here this afternoon, President Wilson indicated plainly that he is no longer "too proud to fight."

In the course of his address, in which he dwelt at some length on his preparedness policy, the president said, "I always accept, perhaps by some impulse in my native blood, challenges to fight." The speaker added that it was not a "case of knock down and drag out" with him, but a case of "putting up the best reason why your own idea should survive."

In an address before two thousand clergymen the president declared that the keynote of his Mexican policy was "justice without aggression."

SUFF VIEW UNCHANGED

By United Press. NEW YORK, Jan. 27.—President Wilson told two hundred and fifty suffragettes here today that his view that suffrage should be decided by state legislatures, not by congress, were not changed.

The delegation sent three notes to the president at his hotel, before they received an answer. The president said he was too busy preparing speeches to receive them.

EMPEROR HAS STROKE

By United Press. ROME, Jan. 27.—According to reports received by diplomats here today, Emperor Franz Josef of Austria has suffered two apoplectic strokes.

The condition of the emperor is said to be very critical. No official confirmation of the reports has come from Vienna.

ROB BANK AND ESCAPE IN AUTO

By United Press. CHICAGO, Jan. 27.—Four masked boy bandits held up a score of officials and employees and half a dozen patrons of the Washington Park National bank here today.

INCIDENT NO CAUSE FOR ALARM

Funston's Advices Tend to Confirm Report of Capture of Two Soldiers and Drowning of Four Others; May Arouse Congress

ARMY OFFICERS ARE HELD RESPONSIBLE

Prompt Arrest for Miniature Invasion is Expected; Two Prisoners Captured are Returned to U. S. Unharmed; Details of Affair are Reported

By United Press. WASHINGTON, D. C., Jan. 27.—The war department today received a dispatch from General Funston tending to confirm the report that two American soldiers were captured by armed Mexicans and that four others were drowned in the Rio Grande river when they were fired upon while swimming.

Officials here said the press reports of the incident gave no occasion for undue excitement, though it was thought possible that the affair might provoke another outbreak in congress. It was pointed out that the American soldiers had no right to be on Mexican soil and that Mexican officials were acting within their rights if they placed them under arrest.

If the reports that American troops crossed the river to rescue Americans are true, it is expected that the Carranza commander will protest to General Funston and that an exchange of apologies will close the incident.

By United Press. WASHINGTON, D. C., Jan. 27.—Prompt approval of the arrest of the three American army officers who crossed the Mexican border yesterday was voiced by the war department today.

It is believed that court martial proceedings are likely. A number of the general staff of the army declared that the action of the officers was "almost insane."

By United Press. BROWNSVILLE, Tex., Jan. 27.—The two American soldiers who were captured by Mexicans yesterday were returned to American army officers this afternoon unharmed.

General Funston appears to have the situation on the lower border well in hand. Prompt arrest of the three American army lieutenants responsible for the miniature invasion of Mexico is promised and this morning assurance of co-operation in securing the release of the captured soldiers was given by Carranza officials.

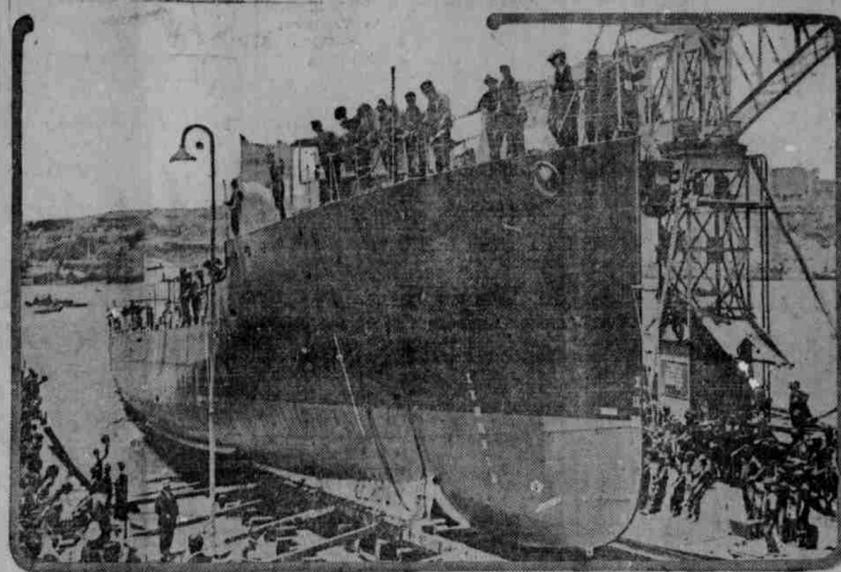
Funston's official report of the affair yesterday afternoon says: "Four men of battery D, Fourth field artillery, swam across the Rio Grande while they were stripped and bathing near Progreso at 3:30 Wednesday afternoon. Privates William Wheeler and Biggo Peterson were made prisoners by three armed Mexicans and were taken into the interior. The others swam back."

"Lieutenant J. M. Mort, commanding the battery, with Lieutenants Peyton and Waldron and fourteen other men of the battery crossed the river an hour later and penetrated a mile into the interior, but they failed to find their comrades and were fired on while returning. Our men on this side covered their retreat."

"The following men were drowned while swimming to the other side: Owen West Clements, Corporal King Private Henry Rhode of battery D, Private Charles Wilton Best of troop A, Twelfth cavalry. Their bodies have not been recovered. "Col. Hlockson ordered the three lieutenants arrested. Captain McRoom of the Twenty-eighth infantry was placed in command. The Mexicans on the other side were not in uniform."

By United Press. LONDON, Jan. 27.—By an overwhelming majority the national labor conference today adopted resolutions strongly opposing conscription in any form.

AUSTRALIA LAUNCHES A NEW WARSHIP



"I name this vessel the Swan," said Lady Cresswell, wife of Rear Admiral Cresswell of Australia, "and may she be as graceful in motion and as fierce in fight as her living namesake. Good fortune to her and to all that sail in her." Such were the wishes as the new Australian warship left the ways in the presence of a great assemblage of federal and state government officials.

N. SIDE OF STATE HIT BY STORM

Sleet Extends South to Enid; Wire Service Suffers; Cold Wind and Snow Flurries Here Early in Day; Little Delay on Railroads

Up to this morning the worst of the storm seemed to have spent itself before reaching Chickasha. Reports from north, along the lines of the Rock Island state that snow and ice covered everything from Kansas City to the Kansas-Oklahoma line, that train service is badly demoralized to the north of Caldwell with telegraph wires down from Wichita north and east.

A heavy storm of sleet extended as far south as Enid, breaking down telegraph and telephone wires and tearing branches from forest and orchard trees.

The local offices of the Pioneer telephone company state that no material damage has been done the lines of that company in the territory under the management of this division.

Telegraphic communication over both the Western Union and the Postal companies report "good wires into Chickasha today, with no interruption at all."

Rock Island trains were running well on schedule this morning, the early morning southbound, however, running about one hour late out of Caldwell on account of delays from the north.

The Santa Fe branch from Chickasha to Purcell holds along as usual with no washouts reported and running on near schedule. The Frisco west bound was reported one hour late out of Oklahoma City, due to delayed connections with trains from the storm zone.

High winds and snow flurries made life miserable for all who had business in the open for the greater part of the day and peace and harmony prevailed in the camps of the plumbers and coal dealers.

DELAYED TRAFFIC AFFECTING MAILS

Mails have been coming in in a rather tangled condition for several days past, according to information given out by Assistant Postmaster McKenzie of the Chickasha post office. This has been caused by the heavy rains and floods which have prevailed throughout the south, central and eastern portions of Oklahoma.

Mr. McKenzie stated this morning that with the most of the mail-carrying trains running late through this section and all of them carrying mails which have been delayed from two to three days by the floods in other sections, the employees at the Chickasha office have had their hands just about full in giving the people of this city and surrounding community a good and prompt delivery.

CALL FOR RELIEF BY COFFMAN

Mayor Issues Proclamation and Appoints Committee to Solicit Funds for Suffering Jews in War Zone; Nine Million in Distress

Following calls from President Wilson and Governor Williams for the observance of Jewish Relief Day, Mayor Coffman today issued a proclamation designating today and tomorrow as days during which the people of Chickasha are requested to aid the many victims of war. The mayor also appointed a committee to solicit funds. R. W. Luman has been named as treasurer to take charge of voluntary contributions and any amount turned over to him will be gratefully received. The mayor's proclamation is as follows:

"In compliance with the proclamation of the president of the United States and R. L. Williams, governor of the state of Oklahoma, I, O. Coffman, mayor of the city of Chickasha, Okla., hereby designate January 27th and 28th as Jewish Relief fund days and appoint the following committee: J. W. Kayser, E. Hamilton, J. W. Speake, L. Erlich, S. J. Goldsmith and Harry Swartz to solicit funds to aid in relieving the great distress of nine million suffering and starving Jews in Europe, caused by the great war now on.

MEETS TEXAS MAN WHO MADE GOOD IN GREAT GOTHAM

"While in New York recently," said Judge N. M. Williams a few days since, "I called on a living, breathing example of pluck and what pluck can do. But, I anticipate. Let me tell you first of a young man, poor as poverty, but determined to win, who worked his way through the Texas university a few years ago. This young man came from somewhere 'up state.' He was married and had a fair common school education to start with. He didn't have a dollar so far as anyone knew, but that did not interfere with his determination of obtaining an education.

"He got a job driving a street car at night while he attended his classes during the day. In the course of a few years he took his degree as a B. L. B. and went off somewhere to start in life as a briefcase, but determined lawyer. The other day I walked into this former street-car-driver-student's suite of law offices in New York. His name is O. R. Oeland and he is now a \$50,000 per annum corporation lawyer in New York city."

B. Blanton and E. L. Blanton of the Superior Remedy Co. of Maple Hill, Kan., are visiting farmers in Grady county this week.

GETS SHOT AND DRIVES TO DOCTOR

Officer Tuck, Chasing Dog in Auto, Misses Canine When Car Jumps and Sends Bullet into Fleshy Part of His Leg

Police Officer Leo Tuck accidentally shot and seriously wounded himself this morning at 10:15 o'clock at the corner of Seventh street and Kansas avenue. Officer Tuck was in the police department auto, chasing a mad dog when the accident happened.

The officer had started after the dog and had chased him for several blocks, trips at him several times. When near the corner mentioned above, as the car drew up on the dog, Officer Tuck raised his weapon for another shot at the fleeing canine, while seeking to steer the car with one hand. Just as the policeman pulled the trigger the front wheel of the car struck an obstruction and the wrench given the steering wheel deflected the officer's aim, the bullet plowing through the fleshy part of the left leg above the knee.

To a negro who was in the car with him at the time, Officer Tuck made the remark "I'm shot" and turned the car around and drove himself to the Chickasha hospital. Dr. Livermore had the wounded policeman taken to one of the wards, where he dressed the wound. According to the statements given out at the hospital, the extent of the injury may not be immediately determined as the bullet from a 38 S. and W. police special revolver, penetrated the limb near the nerve centers. Officer Tuck is reported resting easy.

TEACHERS EXAMINED

The regular quarterly examination of Grady county school teachers is in progress in the office of the county superintendent and will continue through today (Thursday) and Friday and Saturday. Up to noon today ten, three men and seven women teachers had appeared and enrolled for the examination. Those who have enrolled thus far for the examination are Misses Sally McDonald of Bailey, Ethel Harmon of Chickasha, Etta Dunn of Chickasha, J. S. McCormick of Chickasha, Mary Lee Durham of Alex, Jennie Baker (col) of Rush Springs, Messrs. R. J. Christian of Bailey, Olin G. Bell of Pocomas, Walter Wilson of Chickasha. Superintendent Shepard stated this morning that probably a number of other teachers would enroll tomorrow.

FORD FAILS FOR LACK OF "FAITH"

Peace Maker Proposed to Conquer War God by Mental Concentration but "Big Thought" Failed to Penetrate Minds of Belligerents

DISSENSION EARLY DEVELOPED IN PARTY

Spirit of Leader Broken and He Moves Like Man in Trance; Delegates Desert Denouncing Management; Auto Salesman Stays on Job

By CHARLES P. STEWART, (United Press Staff Correspondent.) THE HAGUE, Jan. 15.—(By Mail.)—Henry Ford's peace mission failed for lack of "faith." According to his own statement faith was Ford's sole stock when he started. He had not enough and those who accompanied him, with a few exceptions, appear to have had but little.

Those of the party who really wished the expedition well, were so bitterly lashed that an effort was made to maroon a number of them at the first European port touched. Ford's plan as nearly as it is possible to put so intangible a thing on paper, was to give the warring nations mental science treatment. Ford himself at the outset had unbounded faith in his ability. Despite the statement attributed to him that he intended to "get the boys out of the trenches by Christmas," he did not count on immediately ending the war.

What Ford did believe was that he could "make a dent" by gathering about him a whole ship's company, uniting the members' minds on one "big thought of peace," and continually adding to the volume and intensity of this thought as he and his crusaders traveled from neutral country to neutral country, on the edge of the zone of war, or even in the zone itself.

Whether this plan would have succeeded under favorable circumstances can't be stated, because the peace delegates failed to concentrate on thoughts of peace. The Oscar II's voyage from New York to Christiania was horrible, not so much because of the incessant quarreling as on account of the atmosphere of suspicion and malice after the first day or two out.

Ford speedily took to his cabin and for more than half the trip was hardly seen by any but his closest advisors. He was ill, it was stated. The nature of the illness never was made clear. Several of the correspondents whom the expedition's managing committee was trying to separate from the party did see the patient for a few minutes the night before the Oscar II's arrival at Christiania. It is true that he looked like a sick man, but his malady seemed rather of the spirit than the body.

Ford moved and spoke like a person in a semi-trance. He seemed almost completely broken. Early in the voyage he declared that squabbling among the peace delegates was a small matter, that disagreements were to be expected in any community, and that when the party landed at Christiania "these troubles would quickly disappear. On this night, however, his manner suggested that he realized the fundamental weakness of his organization—that he had lost hope.

While Ford admitted that he based his early hope only on faith, Mme. Rosika Schwimmer declared she had written assurances from officials of all the neutral European governments that they would welcome such an effort as the one undertaken by Ford and from men in high positions at the chancelleries of certain of the warring nations "on both sides" that they were at least not unfriendly to the plan. The second day of the party's stay in Christiania Premier Kundsens of Norway denied the truth of her statement. Numerous cables received in Christiania from Mme. Schwimmer, addressed to peace organizations and discussing arrangements for the Ford party's reception and for co-operation in peace work, still lay in the Christiania telegraph office because there were no such organizations to deliver them to. Those who opposed Mme. Schwimmer (Continued on Page Four.)